

**A Supplemental examiner's amendment**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with William Hunter on 5/11/2009.

The scope of claimed invention has not been changed; the corrections are only typographical error in the examiner's amendment dated 5/4/2009 on pages 5-6.

In the NOA dated 5/4/2009, page 5 first line of claim 42 has been amended (see underlined):

Claim 42. The method of claim [41] 29, wherein identifying a region in motion in real time further comprises estimating the background image by modeling the background image as a temporal pixel average of five recent image frames in the real-time video imagery information.

In the NOA dated 5/4/2009, page 6 first line of claim 44 has been amended (see underlined):

Claim 44. The system of claim [43] 37, wherein identifying a region in motion in real time further comprises estimating the background image by modeling the background image as a temporal pixel average of five recent image frames in the real-time video imagery information.

**Examiner's notes:**

The Allowable subject matter claims 25, 29-31, 33, 37-39, 42, 44-48, and 50, and the examiner's statement of reasons for allowance are the same as indicated in NOA dated 5/4/2009.

The index of claims, search notes, issue classification are the same as in NOA dated 5/4/2009.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JAVID A. AMINI whose telephone number is (571)272-7654. The examiner can normally be reached on 8-4pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Kee Tung can be reached on 571-272-7794. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Javid A Amini  
Primary Examiner  
Art Unit 2628

/Javid A Amini/  
Primary Examiner, Art Unit 2628